

# **EXHIBIT 5**

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS**

WORLDS, INC.,

Plaintiff,

v.

ACTIVISION BLIZZARD, INC., BLIZZARD  
ENTERTAINMENT, INC., and ACTIVISION  
PUBLISHING, INC.,

Defendants.

Civil Action No. 1:12-CV-10576-DJC

JURY TRIAL DEMANDED

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**PLAINTIFF'S NOTICE OF DEPOSITION OF MIKE ELLIOT**

PLEASE TAKE NOTICE that, pursuant to Rule 30(b)(1) of the Federal Rules of Civil Procedure, Plaintiff Worlds, Inc. ("Worlds") will take the deposition of Mike Elliot by oral examination using video tape, audio tape, or other stenographic means, or a combination of those means. The deposition will commence on November 18, 2020 at Davidson Berquist Jackson & Gowdey, LLP, 8300 Greensboro Dr., Suite 500, McLean, VA 22102, or at such date, time, and place as otherwise agreed to by counsel. The deposition will continue from day to day beginning at 9:00 a.m. until completed, with such adjournments as to time and place as may be necessary. The deposition will be before a Notary Public or other officer, authorized by law to administer oaths, and may be videotaped. The deposition will be taken for the purposes of discovery, for use at trial in this matter, and for any other purpose permitted under the Federal Rules of Civil Procedure and the Local Rules of this Court.

Counsel for defendants are invited to attend and cross examine.

DATED: October 30, 2020

Respectfully submitted,

Worlds, Inc.

By its Attorneys:

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ATTORNEYS FOR PLAINTIFF WORLDS,  
INC.

**CERTIFICATE OF SERVICE**

I hereby certify that a true copy of the above document was served upon Defendants' counsel of record by email on October 30, 2020.

/s/ Alan A. Wright  
Alan A. Wright